CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 14.31, 2001.

Patricia A. Johnson

JAN 0 2 2002 (4)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

James C. Chen

Serial No.:

09/760,362

Filing Date:

Jan. 12, 2001

For:

NOVEL TREATMENT FOR EYE

DISEASE

Examiner: To Be Assigned

Group Art Unit: 1614

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents Washington, D.C. 20231

01/11/2002 SMINASS1 00000001 031952

09760362

01 FC:228

980.00 CH

Dear Sir:

Please replace the original specification with the attached replacement specification. The amendments to the specification transfer text found in the original drawings to the specification and replace line numbering with paragraph numbering, and consequently the amendments add no new matter to the application.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached marked-up copy of the specification is captioned "Version with markings to show changes made".

Also enclosed are substitute drawings in compliance with 37 CFR 1.84.

1/04/2002/SHINASS1 60000092 031952 09760362

FC:128 1960.00 CH

#EDF-03TE! 01711/P002 SNIMBSSI /2002 SHIMBSSI 00000092 031952 09760362 :128 1960.00 CA In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. <u>398032000900</u>.

Respectfully submitted,

Dated:

October 31, 2001

Charles D. Holland

Registration No. 35,196

Morrison & Foerster LLP 755 Page Mill Road

Palo Alto, California 94304-1018

Telephone: (650) 813-5832 Facsimile: (650) 494-0792